

Conference Engrossed

State of Arizona  
House of Representatives  
Forty-sixth Legislature  
Second Regular Session  
2004

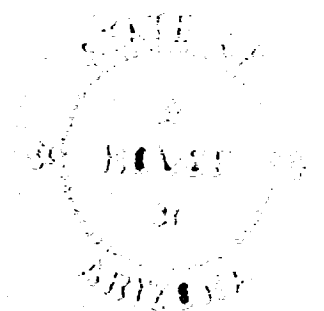
CHAPTER 290

# HOUSE BILL 2083

AN ACT

AMENDING TITLE 16, CHAPTER 4, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-442.01; RELATING TO ACCESSIBLE VOTING TECHNOLOGY.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 16, chapter 4, article 4, Arizona Revised Statutes,  
3 is amended by adding section 16-442.01, to read:

4 16-442.01. Accessible voting technology; recommendations;  
5 certification; applicability

6 A. ON COMPLETION OF THE CERTIFICATION PROCESS PURSUANT TO THIS SECTION  
7 AND SECTION 16-442, THE SECRETARY OF STATE SHALL REQUIRE THAT VOTING SYSTEMS  
8 THAT ARE USED BY ENTITIES THAT ARE GOVERNED BY SECTION 16-204, BUT NOT  
9 INCLUDING CITIES AND TOWNS WITH A POPULATION OF LESS THAN TWENTY THOUSAND  
10 PERSONS, PROVIDE PERSONS WHO ARE BLIND OR VISUALLY IMPAIRED WITH ACCESS TO  
11 VOTING THAT IS EQUIVALENT TO THAT PROVIDED TO PERSONS WHO ARE NOT BLIND OR  
12 VISUALLY IMPAIRED.

13 B. FOR THE PURPOSES OF THIS SECTION:

14 1. A VOTING SYSTEM THAT PROVIDES THE VOTER WITH THE ABILITY TO CAST  
15 AND VERIFY BY BOTH VISUAL AND NONVISUAL METHODS ALL OF THE SELECTIONS THAT  
16 WERE MADE BY THAT VOTER IS DEEMED TO PROVIDE EQUIVALENT ACCESS.

17 2. NONVISUAL METHODS FOR CASTING AND VERIFYING A SELECTION MADE ON A  
18 VOTING SYSTEM INCLUDE THE USE OF SYNTHESIZED SPEECH, BRAILLE AND OTHER OUTPUT  
19 METHODS THAT DO NOT REQUIRE SIGHT.

20 C. THE SECRETARY OF STATE SHALL CONSULT WITH AND OBTAIN  
21 RECOMMENDATIONS REGARDING VOTING SYSTEMS FROM NONPROFIT ORGANIZATIONS THAT  
22 REPRESENT PERSONS WHO ARE BLIND OR VISUALLY IMPAIRED, PERSONS WITH EXPERTISE  
23 IN ACCESSIBLE SOFTWARE, HARDWARE AND OTHER TECHNOLOGY, COUNTY AND LOCAL  
24 ELECTION OFFICIALS AND OTHER PERSONS DEEMED APPROPRIATE BY THE SECRETARY OF  
25 STATE. AFTER RECEIVING RECOMMENDATIONS, THE SECRETARY OF STATE SHALL SUBMIT  
26 TO THE COMMITTEE ESTABLISHED PURSUANT TO SECTION 16-442 ONE OR MORE VOTING  
27 SYSTEMS THAT PROVIDE EQUIVALENT ACCESS PURSUANT TO THIS SECTION FOR POSSIBLE  
28 CERTIFICATION FOR USE IN THIS STATE.

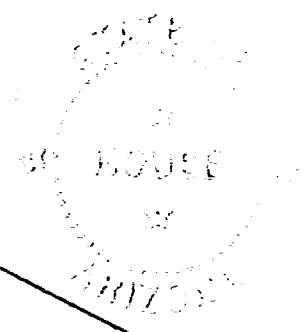
29 D. SUBSECTION A OF THIS SECTION APPLIES TO VOTING SYSTEMS THAT ARE  
30 PURCHASED OR UPGRADED ON OR AFTER JANUARY 1, 2006.

31 Sec. 2. Effective date

32 Section 16-442.01, Arizona Revised Statutes, as added by this act, is  
33 effective from and after December 31, 2005.

APPROVED BY THE GOVERNOR JUNE 1, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 1, 2004.



Passed the House March 11, 2004,

Passed the Senate April 26, 2004

by the following vote: 57 Ayes,

by the following vote: 28 Ayes,

0 Nays, 3 Not Voting

2 Nays, 0 Not Voting

John Flake  
Speaker of the House

Ken Bennett  
President of the Senate

Norman L. Moore  
Chief Clerk of the House

Chaimin Bellinger  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary to the Governor

Approved this \_\_\_\_\_ day of

\_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

H.B. 2083

HOUSE FINAL PASSAGE  
as per Joint Conference

Passed the House May 24, 2004,

by the following vote: 50 Ayes,

0 Nays, 10 Not Voting

Jake Flaker  
Speaker of the House

Norman L. Fyore  
Chief Clerk of the House

SENATE FINAL PASSAGE  
as per Joint Conference

Passed the Senate May 25, 2004,

by the following vote: 27 Ayes,

2 Nays, 1 Not Voting

Klu Bennett  
President of the Senate

Charmen B. Broughton  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 25th day of May, 2004,

at 4:20 o'clock p. M.

Vennidey Ubarra  
Secretary to the Governor

Approved this 1 day of

June, 2004,

at 3:45 o'clock p. M.

J. A. Nagel  
Governor of Arizona

H.B. 2083

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 1 day of June, 2004,

at 4:38 o'clock p. M.

James L. Brown  
Secretary of State